

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

TERON FRANKLIN,		Case No. 3:18-cv-00150-MMD-CBC
	Petitioner,	ORDER
v.		
TIMOTHY FILSON, <i>et al.</i> ,		
	Respondents.	

This action is a petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 by Nevada state prisoner Teron Franklin. On October 16, 2018, this court granted Petitioner's motion for counsel and appointed the Federal Public Defender to represent Petitioner in this action (ECF No. 8). On November 15, 2018, Thomas Kenneth Lee of the Federal Public Defender's Office appeared on behalf of Petitioner (ECF No. 11). The Court now sets a schedule for further proceedings in this action.

The parties must note that they are not required to submit courtesy copies in this case at this time. After the amended petition is filed, the Court may issue an order directing the parties to send any necessary courtesy copies to the court.

It is therefore ordered that counsel for Petitioner shall meet with Petitioner as soon as reasonably possible, if counsel has not already done so, to: (a) review the procedures applicable in cases under 28 U.S.C. § 2254; (b) discuss and explore with Petitioner, as fully as possible, the potential grounds for habeas corpus relief in Petitioner's case; and (c) advise Petitioner that all possible grounds for habeas corpus relief must be raised at this time in this action and that the failure to do so will likely result in any omitted grounds being barred from future review.

1           It is further ordered that Petitioner will have 90 days from the date of this order to  
2 file and serve on Respondents an amended petition for writ of habeas corpus, which  
3 shall include all known grounds for relief (both exhausted and unexhausted).

4           It is further ordered that Respondents will have 45 days after service of an  
5 amended petition within which to answer, or otherwise respond to, the amended  
6 petition. If Petitioner does not file an amended petition, Respondents shall have 45 days  
7 from the date on which the amended petition is due within which to answer, or otherwise  
8 respond to, Petitioner's original petition.

9           It is further ordered that, if and when Respondents file an answer or other  
10 responsive pleading, Petitioner shall have 30 days after service of the answer or  
11 responsive pleading to file and serve his response.

12           It is further ordered that any state court record exhibits filed by the parties herein  
13 shall be filed with an index of exhibits identifying the exhibits by number or letter. The  
14 CM/ECF attachments that are filed shall further be identified by the number or letter of  
15 the exhibit in the attachment.

16  
17           DATED THIS 20<sup>th</sup> day of November 2018.

A handwritten signature in blue ink, appearing to read 'Miranda M. Du', is written over a horizontal line.

MIRANDA M. DU  
UNITED STATES DISTRICT JUDGE